

**In the High Court for the States of Punjab and Haryana, at
Chandigarh.**

C.R.No.4800 of 2007
Decided on Sept 20,2007.

Pargat Singh -- Petitioner.

vs.

Barinder Singh and others -- Respondents.

Present: Mr.Sandeep Arora,Advocate,for the petitioner

Permod Kohli, J:(Oral)

This revision is directed against the order dated August 09,2007, passed by the Civil Judge (Junior Division), Jalandhar,where by the trial Court has allowed the amendment of the plaint and permitted the plaintiff to implead daughters of Dewan Singh as party defendants on the ground that they are necessary parties to the proceedings. As a matter of fact, the present petitioner, who is defendant in the suit himself raised a plea in the written statement that daughters of Dewan Singh are necessary parties. No doubt, the application was filed belatedly, but the trial Court has found that they are necessary parties and, accordingly, allowed the application by imposing costs of Rs.10,000/-. The trial Court has exercised its judicial discretion primarily on the ground that the presence of daughters of Dewan Singh is necessary for effective adjudication of the case.

Learned counsel appearing for the petitioner submits that

daughters of Dewan Singh have a right to file a separate suit. In such eventuality, there is possibility of contradictory judgment, which may not be proper. I do not find any merit.

Revision is dismissed.

Sept 20,2007
RR

(Permod Kohli)
Judge